

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 23-61738-CIV-SMITH/SANCHEZ

CARMEN ROXANA DELGADO,

Plaintiff,

v.

MARTIN O'MALLEY,¹

Commissioner, Social Security Administration,

Defendant.

_____ /

ORDER AFFIRMING AND ADOPTING REPORT OF MAGISTRATE JUDGE

This matter is before the Court upon the Magistrate Judge's Report and Recommendation on Review of Commissioner's Decision [DE 18], in which the Magistrate Judge recommends denying Plaintiff's Motion for Summary Judgment [DE 13] and granting the Commissioner's Motion for Summary Judgment [DE 17]. No objections have been filed. Having reviewed the Magistrate Judge's Report and Recommendation, and the record, it is

ORDERED that:

- 1) The Magistrate Judge's Report and Recommendation on Review of Commissioner's Decision [DE 18] is **AFFIRMED and ADOPTED** and incorporated by reference into this Court's Order.
- 2) Plaintiff's Motion for Summary Judgment [DE 13] is **DENIED**.
- 3) Commissioner's Motion for Summary Judgment [DE 17] is **GRANTED**.
- 4) The Commissioner's decision is **AFFIRMED**.
- 5) This case is **CLOSED**.

DONE and ORDERED in Fort Lauderdale, Florida, this 13th day of September, 2024.

¹ Martin O'Malley became the Commissioner of Social Security on December 20, 2023.

A handwritten signature in black ink, appearing to read "Rodney Smith", is written over a horizontal line.

RODNEY SMITH
UNITED STATES DISTRICT JUDGE

cc: counsel of record